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PATENT  
Customer No. 22,852  
Attorney Docket No. 7528.0002-05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Patrick M. MCCARTHY et al. ) Group Art Unit: 3762  
Application No.: 09/422,328 ) Examiner: J.Jastrzab  
Filed: October 21, 1999 )  
For: METHODS AND DEVICES FOR )  
IMPROVING CARDIAC )  
FUNCTION IN HEARTS )

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**AMENDMENT**

In reply to the Office Action dated August 27, 2001, the period for reply having been extended for one month by a Petition for Extension of Time and fee payment filed concurrently herewith, please amend the application as follows:

**IN THE CLAIMS:**

Please cancel claims 9, 18, 25-41, and 45-77, without prejudice or disclaimer.

**REMARKS**

Initially, Applicants thank the Examiner for the courtesies extended to Applicants' representative during the interview conducted at the U.S. Patent and Trademark Office on December 6, 2001.